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3 **DECISION AND ORDER**  
4 **OF THE**  
5 **BOARD OF PSYCHOLOGY**

6  
7 **DEPARTMENT OF CONSUMER AFFAIRS**

8 The attached Stipulated Decision in case number W181, is hereby adopted as the  
9 Decision and Order of the Board of Psychology, Department of Consumer Affairs. An effective  
10 date of July 8, 2000 has been assigned to this Decision and Order.  
11

12 Made this 8th day of June, 2000.  
13

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15  
16 M.R. Greenberg  
17 Martin R. Greenberg, Ph.D.  
18 President, Board of Psychology  
19 Department of Consumer Affairs  
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ORIGINAL

BILL LOCKYER, Attorney General  
of the State of California  
ALFREDO TERRAZAS (SBN 78403)  
Deputy Attorney General  
California Department of Justice  
1515 Clay Street, 20th Floor  
Oakland, California 94512  
Telephone: (510) 622-2220

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Attorneys for Complainant

BEFORE THE  
BOARD OF PSYCHOLOGY  
DEPARTMENT OF CONSUMER AFFAIRS  
STATE OF CALIFORNIA

In the Matter of the Accusation Against:

Case No. W 181

DAVID LAWRENCE POST, Ph.D.,  
2723 Crow Canyon Road, Suite 209  
San Ramon, CA 94583

**STIPULATION, WAIVER  
AND ORDER THEREON**

License No. PSY 7886,  
Respondent.

IT IS HEREBY STIPULATED by and between David Lawrence Post, Ph.D.,  
(hereinafter "respondent") and his attorney David M. Galie, and the Board of Psychology  
(hereinafter "Board") by and through its attorney Alfredo Terrazas, Deputy Attorney General, as  
follows:

1. Accusation No. W 181 is presently pending before the Board. A copy of  
said Accusation is attached hereto as Exhibit A and incorporated herein by reference.
2. Respondent is represented by David M Galie, Attorney at Law, of the  
firm, FREEMAN & GALIE.
3. Respondent understands the nature of the charges and allegations in  
Accusation No. W 181 as constituting cause for discipline upon him and has had them explained  
to him by his attorney.

1           4.       That the respondent's license history and status as set forth at paragraph 2  
2 of the Accusation are true and correct and that the respondent's address of record is as set forth in  
3 the caption of this Stipulation and Waiver.

4           5.       That at the time of executing and filing the Accusation, Thomas O'Connor  
5 was the Executive Officer of the Board and filed the Accusation solely in his official capacity  
6 and not otherwise.

7           6.       Respondent is fully aware of and has had explained to him by his attorney  
8 his right to a decision based on a hearing on the charges and allegations in Accusation No. W  
9 181, his right to reconsideration, to appeal and any and all other rights which may be accorded to  
10 him under the California Administrative Procedure Act and the laws of the State of California as  
11 they may be related to Accusation No. W 181.

12           7.       Respondent fully, voluntarily and after consulting with his attorney waives  
13 his right to a decision based on a hearing, reconsideration and appeal and any and all other rights  
14 which may be accorded to him under the California Administrative Procedure Act and the laws  
15 of the State of California as they may relate to Accusation No. W 181, except his right to petition  
16 for reinstatement after a period of not less than three years following the effective date of this  
17 voluntary surrender pursuant to Business and Professions Code section 2962.

18           8.       All admissions of fact and conclusions of law contained in this Stipulation  
19 are made exclusively for this proceeding and any future proceeding between the Board of  
20 Psychology and the respondent and shall not be deemed to be admissions for any purpose in any  
21 other administrative, civil or criminal action, forum or proceeding. Respondent understands the  
22 nature of the charges alleged in the Accusation and that, if proven at hearing, the charges and  
23 allegations would constitute cause for imposing discipline upon his certificate as a psychologist.  
24 Respondent and his counsel are aware of each of respondent's rights, including the right to a  
25 hearing on the charges and allegations; respondent's right to confront and cross-examine  
26 witnesses who would testify against him; respondent's right to present evidence in his favor or to  
27 call witnesses in his behalf, or to so testify himself; respondent's right to contest the charges and  
28 allegations and any other rights which may be accorded him pursuant to the California

1 Administrative Procedure Act (Gov. Code, §11500 et seq.); his right to reconsideration, appeal to  
2 the superior court and to any other or further appeal; respondent understands that in signing this  
3 stipulation rather than contesting the accusation, he is enabling the Board to accept the voluntary  
4 surrender of his license without further process. For purposes of the settlement of the action  
5 pending against respondent in case No. 13-92-19559 and to avoid a lengthy administrative  
6 hearing that would impose severe economic hardship upon him, the emotional stain upon him  
7 and the patient alleged in the Accusation, as well as the risks associated with such a trial,  
8 respondent admits that, *if proven*, there is a factual and legal basis for the imposition of discipline  
9 by the Board of Psychology pursuant to the allegations, which are substantially related to the  
10 qualifications, functions or duties of a psychologist, of Accusation Number W-181. Therefore,  
11 while neither admitting nor denying the factual allegations of Accusation Number W-181,  
12 regarding respondent's care and treatment of patient K.B. in California, respondent stipulates to  
13 the jurisdiction of the Board of Psychology to enter as its Decision in this matter the Order  
14 contained in this Stipulation, Waiver and Order Thereon.

15           9.       Respondent desires and agrees to surrender his psychologist's license to  
16 the Board, thereby relinquishing his right to practice psychology in the State of California  
17 effective upon adoption of this surrender and assignment of an effective date by the Board of  
18 Psychology.

19           10.       Respondent specifically waives the renewal provisions of Business and  
20 Professions Code sections 2982, 2984 and 2986 and agrees that he will not apply to the Board to  
21 have his certificate renewed, restored, reissued or reinstated and will not apply for a new  
22 certificate for at least three (3) years after the effective date of this decision and that any such  
23 application shall be deemed a petition for reinstatement of the certificate and treated according to  
24 the provisions of Business and Professions Code section 2962 or any similar section that is in  
25 effect at the time of such an application.

26           11.       Respondent expressly agrees that should he in the future petition for  
27 reinstatement of his certificate, the factual allegations of the First and Second Causes for  
28 Disciplinary Action contained in Accusation Number W-181 shall be deemed admitted.

1                   12.     Respondent understands that by signing this Stipulation he is enabling the  
2 Board of Psychology to issue its order accepting the voluntary surrender of his license without  
3 further process. Respondent understands and agrees that Board staff and counsel for complainant  
4 may communicate directly with the Board of Psychology regarding this Stipulation, without  
5 notice to or participation by respondent. In the event that this Stipulation is rejected for any  
6 reason by the Board, it will be of no force or effect for either party. The Board will not be  
7 disqualified from further action in this matter by virtue of its consideration of this Stipulation.

8                   13.     Respondent clearly understands and agrees that by voluntarily agreeing  
9 to the surrender of his certificate of licensure by the Board for their formal acceptance, upon  
10 acceptance of the Stipulation by the Board, respondent understands that he will no longer be  
11 permitted to practice as a Psychologist in California, and also agrees to surrender and cause to be  
12 delivered to the Board both his license and any other certificate issued to him by them before the  
13 effective date of the decision.

14                  14.     Respondent fully understands and agrees that if and when he files an  
15 application for relicensure or reinstatement in the State of California, the Board shall treat it as a  
16 petition for reinstatement and that respondent must comply with all the laws, regulations and  
17 procedures for reinstatement of a revoked license in effect at the time the petition is filed, and all  
18 of the charges and allegations contained in Accusation No. W 181 will be deemed to be true,  
19 correct and admitted by respondent when the Board determines whether to grant or deny the  
20 petition. Further, for purposes of preservation of evidence, Investigative Report Number 1F  
21 1997 81922 dated November 30, 1999 and documents, reports, letters and other records,  
22 identified as Attachments A and B, Exhibits 1 through 25 prepared by Senior Special  
23 Investigator Teri Bennett, and appended hereto as Exhibit B may be introduced at the  
24 reinstatement hearing and may be considered, as direct evidence, in deciding whether the  
25 certificate should be reinstated.

26                  The above-described documents, clearly labeled, shall be submitted to the Board  
27 for inclusion in respondent's file immediately after the adoption of this stipulation as the Board's  
28 decision in this matter.


1                   15. Further, respondent agrees that should the Board decide favorably on any  
2 Petition for Reinstatement of Licensure filed by respondent, pursuant to Business and  
3 Professions Code section 125.3 (i), respondent agrees to pay the reasonable costs of the  
4 investigation and enforcement of this case. The parties agree that the total of this sum shall be  
5 \$3,000.00

6                   16. In consideration for all of the above, the Board of Psychology is  
7 authorized to accept the voluntary surrender of respondent's Psychologist's license No. PSY 7886  
8 upon the terms and conditions specified above.

9                   17. IT IS FURTHER STIPULATED AND THE PARTIES AGREE that the  
10 admissions and terms and conditions set forth herein shall be null and void and not binding upon  
11 them unless and until approved and adopted by the Board of Psychology.

12 DATED: 4/24/00

13 BILL LOCKYER, Attorney General of the  
14 State of California

15  
16   
17 ALFREDO TERRAZAS  
18 Deputy Attorney General

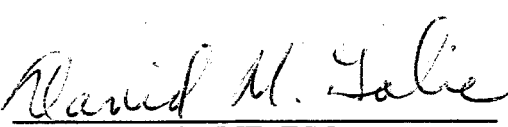
Attorneys for Complainant

19 I hereby certify that I have read this Stipulation, Waiver and Order Thereon in its entirety, that I  
20 fully understand all of same, and in witness thereof, I affix my signature this 17<sup>th</sup> day of April  
21   , 2000 at San Ramon, California.

22  
23 DATED: 4/17/00

24   
25 DAVID LAWRENCE POST, Ph.D.  
26 Respondent

27 DATED: 4-18-00

28   
DAVID M. GALIE, ESQ.  
Attorney for Respondent

# **EXHIBIT A**

1 BILL LOCKYER, Attorney General  
of the State of California  
2 ALFREDO TERRAZAS (SBN 78403)  
Deputy Attorney General  
3 California Department of Justice  
1515 Clay Street, 20th Floor  
4 Oakland, California 94512  
Telephone: (510) 622-2220  
5 Facsimile: (510) 622-2121

6 Attorneys for Complainant

7  
8 **BEFORE THE**  
**BOARD OF PSYCHOLOGY**  
9 **DEPARTMENT OF CONSUMER AFFAIRS**  
**STATE OF CALIFORNIA**

10 In the Matter of the Accusation Against:

Case No. W181

11 **DAVID LAWRENCE POST, Ph.D.,**  
12 2723 Crow Canyon Road, Suite 209  
13 San Ramon, CA 94583

**ACCUSATION**

14 License No. PSY 7886,  
15 Respondent.

16  
17  
18 THOMAS S. O'CONNOR, complainant herein, charges and alleges as follows:

19 1. He is the Executive Officer of the Board of Psychology, State of  
20 California (hereinafter referred to as the "Board"), and makes these charges and allegations solely  
21 in his official capacity.

22 **LICENSE HISTORY**

23 2. On or about January 21, 1983, respondent, David L. Post, Ph.D.  
24 (hereinafter referred to as "respondent"), was issued License No. PSY 7886 by the Board of  
25 Psychology, authorizing him to practice psychology in the State of California. The license is  
26 currently in good standing and is renewed to June 30, 2000. The Board has taken no prior  
27 disciplinary action against this license.

28 3. The incidents alleged herein occurred while respondent was licensed as a



1 psychologist practicing in the State of California.

## 2 STATUTES AND REGULATIONS

3 4. Section 2960 of the Business and Professions Code<sup>1/</sup> states, in pertinent  
4 part, that the Board may suspend, revoke or impose probationary conditions on a licensee for  
5 unprofessional conduct, which is defined to include, but not be limited to, any of the following  
6 causes:

7 (i) Violating any rule of professional conduct promulgated by the Board and  
8 set forth in regulations duly adopted under this chapter;

9 (j) Being grossly negligent in the practice of his or her profession;

10 (k) Violating any of the provisions of this chapter or regulations duly adopted  
11 thereunder;

12 (n) The commission of any dishonest, corrupt or fraudulent act; and

13 (o) Commencing January 1, 1999, until January 1, 2001, any act of sexual  
14 abuse, or sexual relations with a patient or former patient within two years following termination  
15 of therapy, or sexual misconduct which is substantially related to the qualifications, functions or  
16 duties of a psychologist or psychological assistant or registered psychologist.

17 5. Section 1382 of Title 16 of the California Code of Regulations provides,  
18 in pertinent part, that every licensed psychologist shall include in his or her training for licensure,  
19 effective October 28, 1978, completed course work or training in human sexuality which meets  
20 the requirements of this section, including, but not limited to, the study of physiological-  
21 psychological and social-cultural variables associated with sexual identity, sexual behavior or  
22 sexual disorders. It is the intent of the board that all persons licensed to practice psychology  
23 have minimal training in human sexuality.

24 6. Section 1396.1 of Title 16 of the California Code of Regulations provides,  
25 that it is recognized that a psychologist's effectiveness depends upon his or her ability to  
26 maintain sound interpersonal relations, and that temporary or more enduring problems in a

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27 1. All statutory references are to the Business and Professions Code unless otherwise  
28 indicated.

1 psychologist's own personality may interfere with this ability and distort his or her appraisals of  
2 others. A psychologist shall not knowingly undertake any activity in which temporary or more  
3 enduring personal problems in the psychologist's personality integration may result in inferior  
4 professional services or harm to a patient or client. If a psychologist is already engaged in such  
5 activity when becoming aware of such personal problems, he or she shall seek competent  
6 professional assistance to determine whether services to the patient or client should be continued  
7 or terminated.

8           7.       Section 125.3 provides, in pertinent part, that in any order issued in  
9 resolution of a disciplinary proceeding before any board within the Department of Consumer  
10 Affairs, the board may request the administrative law judge to direct a licensee found to have  
11 committed any violation of the licensing act to pay a sum not to exceed the reasonable costs of  
12 the investigation and enforcement of the case.

13           8.       Section 2964.6 provides that, an administrative disciplinary decision that  
14 imposes terms of probation may include, among other things, a requirement that the licensee who  
15 is being placed on probation pay the monetary costs associated with monitoring the probation.

### 16                               **ETHICAL PRINCIPLES**

17           9.       The American Psychological Association's, *Ethical Principles of*  
18 *Psychologists and Code of Conduct*, effective December 1992 and in effect during the relevant  
19 period of time encompassed in this Accusation states, in pertinent part, as follows:

#### 20                       •       **GENERAL PRINCIPLES**

#### 21                               **Principle B: Integrity**

22           "Psychologists seek to promote integrity in the science, teaching, and practice of  
23 psychology. In these activities psychologists are honest, fair, and respectful of others. In  
24 describing or reporting their qualifications, services, products, fees, research, or teaching,  
25 they do not make statements that are false, misleading, or deceptive. Psychologists strive  
26 to be aware of their own belief systems, values, needs, and limitations and the effect of  
27 these on their work. To the extent feasible, they attempt to clarify for relevant parties the  
28 roles they are performing and to function appropriately in accordance with those roles.

1 *Psychologists avoid improper and potentially harmful dual relationships.* (Emphasis  
2 added.)

3 .....  
4

#### 5 **Principle E: Concern for Others' Welfare**

6 Psychologists seek to contribute to the welfare of those with whom they interact  
7 professionally. In their professional actions, psychologists weigh the welfare and rights  
8 of their patients or clients, students, supervisees, human research participants, and other  
9 affected persons, and the welfare of animal subjects of research. When conflicts occur  
10 among psychologists' obligations or concerns, they attempt to resolve these conflicts and  
11 to perform their roles in a responsible fashion that avoids or minimizes harm.

12 *Psychologists are sensitive to real and ascribed differences in power between*  
13 *themselves and others, and they do not exploit or mislead other people during or after*  
14 *professional relationships.* (Emphasis added.)

15 .....  
16

### 17 • **ETHICAL STANDARDS**

#### 18 **1.17 Multiple Relationships**

19 (a) In many communities and situations, it may not be feasible or reasonable  
20 for psychologists to avoid social or other nonprofessional contacts with persons such as  
21 patients, clients, students, supervisees, or research participants. Psychologists must always  
22 be sensitive to the potential harmful effects of other contacts on their work and on those  
23 persons with whom they deal. A psychologist refrains from entering into or promising  
24 another personal, scientific, professional, financial, or other relationship with such  
25 persons if it appears likely that such a relationship reasonable might impair the  
26 psychologist's objectivity or otherwise interfere with the psychologist's effectively  
27 performing his or her functions as a psychologist, or might harm or exploit the other  
28 party.

(b) If a psychologist finds that, due to unforeseen factors, a potentially  
harmful multiple relationship has arisen, the psychologist attempts to resolve it with due

1 regard for the best interests of the affected person and maximal compliance with the  
2 Ethics Code.

3 **4.05 Sexual Intimacies With Current Patients or Clients.**

4 Psychologists do not engage in sexual intimacies with current patients or clients.

5 **4.07 Sexual Intimacies With Former Therapy Patients**

6 (a) Psychologists do not engage in sexual intimacies with a former therapy  
7 patient or client for at least two years after cessation or termination of professional services.

8 (b) Because sexual intimacies with a former therapy patient or client are so  
9 frequently harmful to the patient or client, and because such intimacies undermine public  
10 confidence in the psychology profession and thereby deter the public's use of needed services,  
11 psychologists do not engage in sexual intimacies with former therapy patients and clients even  
12 after a two-year interval except in the most unusual circumstances. The psychologist who  
13 engages in such activity after the two years following cessation or termination of treatment bears  
14 the burden of demonstrating that there has been no exploitation in light of all relevant factors,  
15 including (1) the amount of time that has passed since therapy terminated, (2) the nature and  
16 duration of the therapy, (3) the circumstances of termination, (4) the patient's or client's personal  
17 history, (5) the patient's or client's current mental status, (6) the likelihood of adverse impact on  
18 the patient or client and others, and (7) any statements or actions made by the therapist during the  
19 course of therapy suggesting or inviting the possibility of a post-termination sexual or romantic  
20 relationship with the patient or client.

21 **FIRST CAUSE FOR DISCIPLINARY ACTION**

22 10. Patient K.B.<sup>2/</sup> and her husband, R.B., first met respondent in March of  
23 1995 when they consulted him regarding the possible treatment for their out-of-control son.  
24 Respondent treated their son for about two months after which the parent's placed him in a  
25 school in Maine. Thereafter, K.B. started individual treatment with respondent in **July of 1995**  
26 to work through surfacing memories of childhood sexual abuse and incest which occurred from

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27  
28 2. Initials are used in place of actual names of the patients and full names will be  
disclosed to respondent pursuant to receipt of a request for Discovery.

1 the time she was 5 until she was 12, at the hands of her two brothers.

2           11. Patient K.B. was in therapy with respondent three times a week for 18  
3 months (from July 1995 through, at minimum, February 1997) when the sexual activity started.  
4 Many of the therapy/counseling hours were logged on the patient's cell phone and their home  
5 phones. A sexual relationship between patient K.B. and respondent started during  
6 approximately February of 1997, and lasted at least through the end of 1997.

7           12. R.B. could see an emotional bonding in August 1996 between his wife,  
8 K.B., and respondent. At this time, R.B. confronted his wife and asked her to stop seeing  
9 respondent, which she refused to do. Thereafter, in September 1997, R.B. requested their pastor,  
10 Ed Blake, counsel R.B. and his wife, K.B. During said counseling, K.B. disclosed she was  
11 having an affair but would not say with whom. Subsequently, however, patient K.B. told both  
12 her husband and their pastor that she and her therapist, respondent herein, had been sexually  
13 involved since February of 1997, having sexual intercourse approximately two times a week  
14 through December 1997.

15           13. During part of the time that respondent was engaged in a sexual affair with  
16 Patient K.B., he continued billing the family's insurance carrier for therapy sessions and  
17 patient/client K.B. continued to write respondent checks from her and her husband's joint  
18 checking account even though, according to Mr. B., "[Respondent] stated that they started to  
19 taper off the therapeutic aspects between February and April, 1997." The collection of  
20 Explanation of Benefits (EOB's) from the family's insurance company, Principal Mutual Life,  
21 indicates that Principal Mutual Life continued to make payments on bills from respondent's  
22 office through May of 1997.

23           14. In the summer of 1997 patient/client K.B. attempted suicide with an  
24 overdose of sleeping pills. She was rushed to a nearby hospital, had her stomach pumped and  
25 was admitted to a psychiatric hospital, Walnut Creek PCP. K.B. had driven herself to the  
26 Emergency Room at John Muir Hospital and while she was driving herself to the hospital,  
27 respondent was coaching her on the cell phone. While K.B. was a patient in the psychiatric unit  
28 at Walnut Creek PCP, Mr. B. passed respondent in the hallway.

1                   15.     In December 1997 Reverend Blake, the family's pastor, held a tape  
2 recorded interview with respondent and Mr. B. during which respondent admitted to having had  
3 a sexual affair with KB "for one to one and a half years". During that same meeting respondent  
4 also gave descriptions of his sharing details of his own personal life with KB during therapy  
5 sessions, descriptions of holding and hugging which took place during sessions, and of his  
6 allowing gift exchanges between the two of them. Additionally, during said meeting with the  
7 minister they also discussed fraudulent billing and respondent expressed concern regarding  
8 insurance fraud. In fact, on or about December 18, 1997 respondent made out a check to Mr. B.  
9 in the amount of \$1600.00, writing on the check: "Partial Restitution". Also in mid-December  
10 1997, after KB told her husband, in the presence of Pastor Blake, that she wanted to reconcile her  
11 husband told her that she couldn't have any contact with respondent nor protect him. The day  
12 after Christmas Day 1997, KB told RB that she was leaving him and pursuing a relationship  
13 with respondent. Thereafter, in January 1998, KB disclosed her affair to her children, (then ages  
14 18, 16, and 9), formally separated from her husband that same month, and filed for divorce in  
15 February, 1998. Patient/client KB vehemently objected to having a complaint filed against  
16 respondent with the Board of Psychology and submitted an official written objection to the  
17 Board's subpoena for her psychiatric records and told her husband that if respondent got into  
18 trouble she would hold it against her husband.

19                   16.     Respondent's conduct as forth in paragraphs 10 through 15, inclusive,  
20 constitutes unprofessional conduct and gross negligence in the practice of psychology and is  
21 cause for disciplinary action pursuant to Business and Professions Code section 2960,  
22 subdivisions (i), (k) and (j). Respondent's ongoing sexual relationship with his patient KB  
23 represents an extreme departure from the standard of care of psychologists in the state of  
24 California. Ethics code, licensing regulations and clinical values of experienced psychologists in  
25 California all unanimously forbid therapist-patient sexual involvement. A client comes into  
26 therapy hoping that the therapist can ease his or her pain, believing he has the skill to do so.  
27 Whether it is the client who tries to sexualize the professional relationship or the therapist who  
28 makes the first move, it is still the therapist's responsibility to see that the sessions do not become

1 overtly erotic. The power differential between therapist and client is so great that a  
2 therapist-client sexual affair can never be considered a relationship between equals. In addition  
3 to forbidding sexual contact between a psychologist and his client, the Ethics Code also charges  
4 psychologists with the obligation of avoiding harm towards their patients. If a potentially  
5 harmful situation with a patient does occur, the Code requires the psychologist to "...attempt to  
6 resolve it with due regard for the best interests of the affected person and maximal compliance  
7 with the Ethics Code." Clearly, he showed no regard for the best interest of his patient as he  
8 undertook and then continued the sexual relationship. He repeated his patient's early wound both  
9 by indulging in sex with her and then encouraging or allowing her to keep their sexual  
10 relationship secret, just as she had had to keep her brothers' sexual violation of her secret from  
11 her parents. Even when K.B. attempted suicide respondent did not consider that enough of a  
12 warning signal to take steps to end their sexual connection and find her other assistance to sort  
13 out her conflicts.

#### 14 SECOND CAUSE FOR DISCIPLINARY ACTION

15 17. The factual allegations found in paragraphs 10 through 15, herein above,  
16 are hereby incorporated by reference as if fully set forth in these words.

17 18. Respondent's conduct as forth in paragraphs 10 through 15, inclusive,  
18 constitutes sexual misconduct in the practice of psychology and is cause for discipline for  
19 unprofessional conduct pursuant to Business and Professions Code section 2960, subdivision(o).

20 Respondent's sexual involvement with his client was an extreme departure from  
21 the standard of care even if he interpreted their feelings as 'being in love' and even if he should  
22 end up marrying her. The Ethics Code and Psychology law are both clear: Sex with a client is  
23 unethical and unprofessional conduct. There are no exceptions in law or in ethics, no  
24 extenuating circumstances permitted to soften that standard.

25 Respondent either knew, or as an experienced clinician, should have known that a  
26 patient suffering from early sexual molestation would be especially harmed by replicating the  
27 incest in a forbidden therapist-patient sexual relationship.

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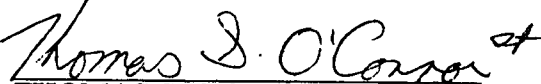
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1                   3.     Taking such other and further action as may be deemed proper and  
2 appropriate.

3 DATED: February 1, 2000  
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7 THOMAS S. O'CONNOR  
8 Executive Officer  
9 Board of Psychology  
10 Department of Consumer Affairs

11 Complainant  
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DECLARATION OF SERVICE BY CERTIFIED MAIL

In the Matter of the Accusation  
against:

David Lawrence Post, Ph.D.

No. : W-181

I, the undersigned, declare that I am over 18 years of age and not a party to the within cause; my business address is 1422 Howe Avenue, Sacramento, California 95825. I served a true copy of the attached:

DECISION AND ORDER

by mail on each of the following, by placing same in an envelope (or envelopes) addressed (respectively) as follows:

NAME AND ADDRESS

CERT NO.

David Lawrence Post, Ph.D.  
2723 Crow Canyon Rd., Ste. 209  
San Ramon, CA 94583

Z 403 879 171

Alfredo Terrazas  
Office of the Attorney General  
1515 Clay St., 20<sup>th</sup> Floor  
Oakland, CA 94512

David M. Galie, Esq.  
Freeman & Galie  
711 VanNess Ave., Ste. 205  
San Francisco, CA 94102

Each said envelope was then on, June 8, 2000, sealed and deposited in the United States mail at Sacramento, California, the county in which I am employed, as certified mail, with the postage thereon fully prepaid, and return receipt requested.

Executed on, June 8, 2000, at Sacramento, California.  
I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

  
DECLARANT  
Mary Laackmann  
Enforcement Technician